



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 14-003

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated November 2011.]

2. Form, Style and Placement in Administrative Code

a. The agency should review the enumeration of sections treated by the proposed rule to confirm it matches the treatments contained in the rule. In particular, it appears the enumeration should refer to the amendment of ss. Phar 18.10 (2) (b) and 18.11 (9) (intro.).

b. Based on the treatments described in SECTIONS 7 to 12, it appears the agency should also refer to the renumbering (or renumbering and amendment, as applicable) of the paragraphs in s. Phar 18.04 (3) from sub. (3) to sub. (2). Additionally, it appears the cross-reference to sub. (3) in s. Phar 18.04 (4) should be deleted.

c. In SECTIONS 7 and 8, the order of strikes and underscores should be reviewed in accordance with s. 1.06 (1), Manual.

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. The plain language analysis as a whole should be edited for grammar and clarity. This includes numerous instances of incorrect subject-verb agreement; for example, change the first line of the second paragraph to: “SECTIONS 1, 2, 3, 4, 5 and 6 clarify and simplify definitions”. The 10th paragraph should refer to “each 7-day period during which...”. The 15th paragraph should refer to “the requirement for the board to disclose...” and “disclose the minimum amount...”. The 19th paragraph should refer to “people for which the board maintains a log regarding their access to...”.

- b. In the summary of factual data and analytical methodologies, change “uses” to “users”.
- c. In SECTION 2, the internal citation should refer to “ss. Phar 18.04 and 18.05”.
- d. In SECTION 6, the internal citation should refer to s. 450.19 (1) (ar), Stats.
- e. In SECTION 13, the agency should use the following language: “A dispenser, or a dispenser delegate, if applicable, who fails...”.
- f. In SECTION 17, the agency should use the following language: “A dispenser, or a dispenser delegate, if applicable, who fails...”.
- g. In SECTION 21, the agency should use the following language: “A dispenser, or a dispenser delegate, if applicable, who fails to submit dispensing data or a zero report as required by subs. (1) and (2) or be granted an emergency waiver under sub. (3), or a dispenser, or a dispenser delegate, if applicable, who submits false information to the board, may be subject to...”.
- h. In SECTION 33, the agency should use the following language: “The board may, upon written request, disclose de-identified PDMP information which does not, and cannot be reasonably used to, identify any patient.”.